

FILED



5:58 pm, 4/5/22

Margaret Botkins
Clerk of Court

UNITED STATES DISTRICT COURT

DISTRICT OF WYOMING

CRIMINAL MINUTE SHEET

SENTENCING

Date: April 6, 2022 Before the Honorable: Kelly H. Rankin

Time: 4:16 - 4:27 PM Interpreter: N/A

Case No: 22-CR-48-KHR Interpreter Phone: N/A

☐ Non-Public Document

UNITED STATES OF AMERICA

VS

ESI ENGERY LLC

MiYon Bowden
ClerkJan Davis
ReporterN/A
Probation OfficerN/A
Marshal**APPEARANCES**

Government:

David Kubichek, Elinor Colourn, Kerry Jacobson

☐ CJA ☐ FPD ☒ RET ☐ WAIVED

Defendant:

Jeffrey Pope, Benjamin Wagner, Thomas Sansonetti

Other: Mitchell Ross - Defendant on behalf of ESI Energy LLC

☐ Defendant acknowledges having read the presentence report☐ Objections to presentence report☐ Witness(es)☐ Exhibits received by Court**SENTENCING INFORMATION**☐ Defendant is committed to custody☒ Defendant is placed on **probation** for a period of Sixty (60) months unsupervised**CONDITIONS OF PROBATION/SUPERVISED RELEASE**☐ Obey all laws, Federal, State & Local☐ Report to Probation w/in 72 hours of release☐ Abide by the standard conditions of supervision☐ Provide complete financial disclosure as directed☐ Home confinement for a period of _____☐ Electronic monitoring as directed by Probation☐ Not use or possess firearms/ammunitions/explosives☐ Not use or possess controlled substances/drugs☐ Not purchase, use or possess alcohol/intoxicants; frequent☐ Not open new lines of credit or incur new debt

- places where alcohol is bought, sold or dispensed ☐ Submit to additional drug/alcohol testing and treatment
- ☐ Submit to mandatory drug testing (w/in 15 days of release) ☐ Mandatory drug testing is waived
- ☐ Notify Probation of change in economic circumstance ☐ DNA collection
- ☐ Notify employers of conviction ☐ Cognitive/Behavioral Treatment
- ☐ Standard Sex Offender Conditions Apply ☐ Submit to search as conducted by US Probation Officer
- ☐ Mental Health evaluation and follow through
- ☐ Other (continued from conditions of Probation/Supervised Release)

MONETARY IMPOSITIONS

- ☒ Defendant shall pay **special assessment(s)** in the amount of \$150.00 as to Count(s) 1, 2, 3
For a total of: \$150.00

- ☒ Special assessment is due and payable immediately
- ☐ Special assessment shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of supervision but no later than _____ prior to the expiration of supervision
- ☐ Special assessment shall be paid in monthly installments of at least _____ during the term of supervision
- ☐ Special assessment remitted upon deportation of the defendant
- ☐ Other _____

- ☒ Defendant shall pay a **fine** in the amount of \$1,861,600.00 as to Count(s) 1, 2, 3
For a total of: \$1,861,600.00

- ☒ Fine is due and payable immediately
- ☐ Fine shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of supervision but no later than _____ prior to the expiration of supervision
- ☐ Fine shall be paid in monthly installments of at least _____ during the term of supervision
- ☐ Fine shall be paid jointly and severally with _____
- ☐ Fine is waived due to inability to pay
- ☐ Other _____

- ☒ Defendant shall make **restitution** in the amount of \$6,210,991.00 as to Count(s) 1, 2, 3
For a total of: _____

- ☐ Restitution is due and payable immediately
- ☐ Restitution shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of the supervision but no later than _____ prior to the expiration of supervision
- ☐ Restitution shall be paid in monthly installments of at least _____ during the term of supervision

- ☐ Restitution shall be paid jointly and severally with _____ during the term of supervision
- ☒ Other Restitution shall be paid in one lump sum on or before October 1, 2022.
- ☐ Interest requirement for fine/restitution/special assessment is waived

INMATE DETENTION STATUS

MISCELLANEOUS